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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)

Amendment of Section 73.202(b))
Table of Allotments)
FM Broadcast Stations)
(Okmulgee, Nowata, Pawhuska,)
and Bixby, Oklahoma))

MM Docket 94-100
RM-8509
RM-8550

RECEIVED

To: Acting Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

DEC 5 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

REPLY COMMENTS

Integrated Broadcasting Company, Inc. ("Integrated"), licensee of Station KTHK(FM), Okmulgee, Oklahoma, by its counsel, hereby files its reply to the counterproposal and reply comments submitted by Singer Broadcasting Group, Inc. ("Singer"), permittee of Station KRMP-FM, Bixby, Oklahoma,^{1/} and the comments submitted by KRIG, Inc. ("KRIG"), licensee of Station KRIG(FM), Nowata, Oklahoma, and by Johnson Communications, Inc. ("Johnson"), licensee of Station KAMO-FM,

^{1/} This counterproposal was announced by the FCC's Public Notice of November 18, 1994, Report No. 2041. This reply is timely submitted within 15 days of the Public Notice. In addition, the Public Notice announced the acceptance of a counter proposal filed by KYFM Radio, Inc. However, that filing was withdrawn on November 17, 1994, and a subsequent Public Notice issued dismissing the counterproposal.

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Rogers, Arkansas.^{2/} As will be discussed, each of the filings is consistent with the upgrade of Station KTHK from Channel 231C2 to Channel 231C1. In support, Integrated hereby states as follows:

1. Integrated previously submitted comments on November 7, 1994, reaffirming its interest in upgrading its station from Channel 231C2 to Channel 231C1 at Okmulgee. This upgrade proposed the additional substitution of Channel 286C3 for Channel 232A at Nowata, Oklahoma, and the modification of Station KRIG(FM)'s license to specify Channel 286C3 as set forth in Option I of the Notice of Proposed Rule Making ("NPRM"), 9 FCC Rcd 4882 (1994) or the substitution of Channel 285A for Channel 232A at Nowata as set forth in Options II and III of the NPRM.

2. In addition, vacant Channel 285A must be deleted from Pawhuska, Oklahoma. Channel 280A is available for substitution as set forth in Option II and as announced by the Commission's Public Notice of October 19, 1994, setting a deadline for filing applications by November 22, 1994.^{3/} Integrated reaffirmed that should the Commission be unable to upgrade Station KRIG to Channel 286C3 then Integrated would reimburse KRIG, Inc., the

^{2/} Johnson also submitted a counterproposal in this proceeding which has not been accepted by Public Notice.

^{3/} A recent inquiry at the Commission revealed that no applications were filed for the vacant Pawhuska channel during the window period.

licensee, for the reasonable costs of changing frequency to Channel 285A, or some other channel ordered by the Commission, in accordance with Commission policy.

3. In its comments, KRIG supports Option I which would upgrade its station to Channel 286C3 either at its current site or at another location which meets the spacings to the reference point created for Channel 287C3 at Bixby. Thus, KRIG can change channels consistent with the upgrade of KTHK to Channel 231C1.

4. In its counterproposal, Singer proposes to upgrade Station KRMP-FM from Channel 287C3 to Channel 287C2. The effect of this upgrade would be to deny KRIG its upgrade on Channel 286C3. However, KRIG could be changed to Channel 285A consistent with Singer's proposal and with the upgrade of KTHK. In its technical statement, Singer's asserts (at Note 4) that KRIG could upgrade on Channel 285C3 if it is willing to accept a reference point approximately 17.8 kilometers northeast of Nowata.

5. Johnson's comments were also consistent with an upgrade by KTHK to Channel 231C1. Johnson currently operates Station KAMO-FM on Channel 232C3. Johnson notes that, if Channel 232A were deleted from Nowata, then Channel 232C2 could be allocated to Rogers. Johnson offers a population gain figure in support of its proposal which can be considered as comments in support of any proposal deleting Channel 232A from Nowata. Johnson's attached spacing study for Channel 232C2 at Rogers


demonstrates that there is no impediment to the allotment of Channel 231C1 to Okmulgee.

Accordingly, Integrated's proposal to upgrade Station KTHK from Channel 231C2 to Channel 231C1 is consistent with each of the other proposals suggested in this proceeding and is not opposed by any party. Integrated urges the Commission to substitute Channel 231C1 at Okmulgee and modify KTHK's license accordingly.

Respectfully submitted,

INTEGRATED BROADCASTING COMPANY, INC.

By:


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December 5, 1994

CERTIFICATE OF SERVICE

I, Veronica Abarre, a secretary in the law firm of Mullin, Rhyne, Emmons and Topel, P.C., do hereby certify that I have on this 5th day of December, 1994, sent by first-class U.S. Mail, postage prepaid, copies of the foregoing "REPLY COMMENTS" to the following:

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